

PTO/SB/30 (08-00)

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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/542,473
Filing Date	April 4, 2002
First Named Inventor	Takayuki IKEDA et al
Group Art Unit	2826
Examiner Name	A. Sefer
Attorney Docket Number	740756-2138

RCE/2826 #  
#19/RCE  
8/8/02  
Haylo

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Preliminary Amendment

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(l) required)
- b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 19-2380 (740756-2138)
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) **08/05/2002 T6EDAMU1 00000044 09542473**
- ii. ☐ Extension of time fee (37 C.F.R. §§ 1.136 and 1.137) **01 FC:179 740.00 OP**
- iii. ☒ Other Preliminary Amendment **02 FC:102 168.00 OP**  
**03 FC:103 324.00 OP**
- b. ☒ Check in the amount of \$1232.00 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

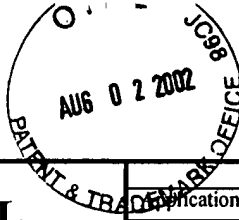
Name (Print/Type)	Jeffrey L. Costellia	Registration No. (Attorney/Agent)	#35,483
Signature		Date	August 2, 2002

**CERTIFICATE OF MAILING OR TRANSMISSION**

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Date	

**Burden Hour Statement:** This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS: SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.**



<h2>FEE TRANSMITTAL FOR FY 2001</h2>		<i>Complete if Known</i>																																																																																																																																																																																																																																																																																																																																																										
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Castella</td><td>Registration No. (Attorney/Agent)</td><td>#35,483</td></tr><tr><td>Signature</td><td></td><td>Telephone</td><td>(703) 770-9300</td></tr><tr><td></td><td></td><td>Date</td><td>8/2/02</td></tr></table>		TOTAL AMOUNT OF PAYMENT	(\$) <b>1232.00</b>	<b>METHOD OF PAYMENT</b>		1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:		Deposit Account Number	<div style="border: 1px solid black; padding: 2px;">19-2380(740756-2138)</div>	Deposit Account Name	<div style="border: 1px solid black; padding: 2px;">Nixon Peabody LLP</div>	Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/>		Applicant claims small entity status. 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Castella	Registration No. (Attorney/Agent)	#35,483	Signature		Telephone	(703) 770-9300			Date	8/2/02
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116	400	200	200	Extension for reply within second month																																																																																																																																																																																																																																																																																																																																																								
117	920	460	460	Extension for reply within third month																																																																																																																																																																																																																																																																																																																																																								
118	1,440	720	720	Extension for reply within fourth month																																																																																																																																																																																																																																																																																																																																																								
128	1,960	228	980	Extension for reply within fifth month																																																																																																																																																																																																																																																																																																																																																								
119	320	219	160	Notice of Appeal																																																																																																																																																																																																																																																																																																																																																								
120	320	220	160	Filing a brief in support of an appeal																																																																																																																																																																																																																																																																																																																																																								
121	280	221	140	Request for oral hearing																																																																																																																																																																																																																																																																																																																																																								
138	1,510	138	1,510	Petition to institute a public use proceeding																																																																																																																																																																																																																																																																																																																																																								
140	110	240	55	Petition to revive - unavoidable																																																																																																																																																																																																																																																																																																																																																								
141	1,280	241	640	Petition to revive - unintentional																																																																																																																																																																																																																																																																																																																																																								
142	1,280	242	640	Utility issue fee (or reissue)																																																																																																																																																																																																																																																																																																																																																								
143	460	243	230	Design issue fee																																																																																																																																																																																																																																																																																																																																																								
144	620	244	310	Plant issue fee																																																																																																																																																																																																																																																																																																																																																								
122	130	122	130	Petitions to the Commissioner																																																																																																																																																																																																																																																																																																																																																								
123	50	123	50	Processing fee under 37 CR 1.17(q)																																																																																																																																																																																																																																																																																																																																																								
126	180	126	180	Submission of Information Disclosure Stmt																																																																																																																																																																																																																																																																																																																																																								
581	40	581	40	Recording each patent assignment per property (times number of properties)																																																																																																																																																																																																																																																																																																																																																								
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))																																																																																																																																																																																																																																																																																																																																																								
149	740	249	370	For each additional invention to be examined (37 CFR § 1.29(b))																																																																																																																																																																																																																																																																																																																																																								
179	740	279	370	Request for Continued Examination (RCE)	740.00																																																																																																																																																																																																																																																																																																																																																							
169	900	169	900	Request for expedited examination of a design application																																																																																																																																																																																																																																																																																																																																																								
Other fee (specify) _____																																																																																																																																																																																																																																																																																																																																																												
* Reduced by Basic Filing Fee Paid																																																																																																																																																																																																																																																																																																																																																												
<b>SUBTOTAL (3)</b>					<b>(\$) 740.00</b>																																																																																																																																																																																																																																																																																																																																																							
<b>CERTIFICATE OF MAILING</b>																																																																																																																																																																																																																																																																																																																																																												
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on _____																																																																																																																																																																																																																																																																																																																																																												
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<b>SUBMITTED BY</b>		<i>Complete (if applicable)</i>																																																																																																																																																																																																																																																																																																																																																										
Name (Print/Type)	Jeffrey L. Castella	Registration No. (Attorney/Agent)	#35,483																																																																																																																																																																																																																																																																																																																																																									
Signature		Telephone	(703) 770-9300																																																																																																																																																																																																																																																																																																																																																									
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